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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/253,048 | 02/19/1999 | YASUHITO INAGAKI | 9792909-4094 | 5170 |

7590 09/09/2002

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EXAMINER

MARKOFF, ALEXANDER

ART UNIT

PAPER NUMBER

1746

DATE MAILED: 09/09/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



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EXAMINER

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26

DATE MAILED:

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on 6/20/02 is considered non-compliant because it has not been submitted in the format required under 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000).

1. The amendment does not include a clean version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(ii).

2. The amendment does not include a marked-up version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(iii).

3. The amendment does not include a clean version of the amended claim(s). 37 CFR 1.121(c)(1)(i).

4. The amendment does not include a marked-up version of the amended claim(s). 37 CFR 1.121(c)(1)(ii).

5. Other See attachment

PRELIMINARY AMENDMENT: Unless applicant re-submits the preliminary amendment in compliance with revised 37 CFR 1.121 within ONE MONTH of the mail date of this letter, examination on the merits may commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

AMENDMENT AFTER NON-FINAL ACTION: Since the above mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

For your convenience, attached to this correspondence is a copy of an informational flyer (MPEP Bookmark Bulletin on "Simplified Amendment Practice").

Legal Instruments Examiner

ALEXANDER MARKOFF
PRIMARY EXAMINER

Art Unit: 1746

The applicants asked to cancel claims 10-18 and 20-24 and to add claims 25-41.

It is noted that claim 25 has been earlier presented. The applicants failed to provide a marked-up copy of the amended claim 25 as required by 37 CFR 1.121(c) (1)(ii).